

TABLE 2 ELEMENTS OF IMPLEMENTATION STRATEGY

Feature	MTCA Administrative Framework	Properties With Moderate Levels of As/Pb Inside TSP
Applicability	<ul style="list-style-type: none"> • High levels of As or Pb in soil, • Contamin. sources other than AW sources • Other hazardous substances above MTCA cleanup levels, • As or Pb in groundwater above MTCA cleanup levels, • Owner/operator requests NFA, <u>or</u> • Actions funded by a remedial action grant 	<ul style="list-style-type: none"> • Moderate levels of As or Pb in soil, • Contamination from historic smelter emissions (some properties may have elevated levels of As and Pb due to past use of lead arsenate pesticides in orchards) <u>and</u> • No groundwater contamination present or expected.
Reporting	<ul style="list-style-type: none"> • Persons finding high levels of As or Pb on properties must report findings to Ecology per WAC 173-340-300(2). 	<ul style="list-style-type: none"> • Ecology will not require property owners to report findings of moderate levels of As, Pb or other smelter-related metals within the TSP area.
Voluntary Cleanup Program	<ul style="list-style-type: none"> • Persons requesting an NFA under the VCP must evaluate past land use (e.g. Phase I Assessment). If the property is located on a former orchard (pre-1950) and/or located in the TSP or other smelter plume, the proponent must test for As/Pb and address contaminated soil in cleanup action. • If land use evaluation shows that the property is located on a former orchard that was in production after 1947, the proponent must test for applicable chlorinated pesticides (e.g. DDT, aldrin, heptachlor, methoxychlor) and address contaminated soil as part of the cleanup action. 	
Site Tracking	<ul style="list-style-type: none"> • Individual properties listed and tracked in ISIS database. 	<ul style="list-style-type: none"> • Tacoma Smelter Plume identified as a site and tracked in ISIS database • Individual properties will be listed and tracked in ISIS database if (1) Ecology provides grant funds for soil cleanup and/or (2) Ecology expects to make a MTCA compliance decision at the property (e.g. VCP). <p>Information on status of BMPs at schools/child cares (ESSHB 1605) will be maintained by local health departments.</p>
Data Management	<ul style="list-style-type: none"> • Ecology will store sampling data from schools, childcare and parks in the EIM system. • Soil data collected through residential soil sampling services will be maintained by local health departments. 	
Residential Enforcement Policy	<ul style="list-style-type: none"> • Ecology will not initiate enforcement actions against residential properties owners who did not cause the contamination problem as long as they comply with the conditions in TCP Policy 540. 	
Enforcement Actions at	<ul style="list-style-type: none"> • Ecology may initiate actions where soil levels present a threat to human 	<ul style="list-style-type: none"> • Ecology will not initiate enforcement actions against property owners that have implemented measures to

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Non-Residential Properties	health and the environment.	<p>reduce/prevent exposure. (conditional forbearance policy)</p> <ul style="list-style-type: none"> • Ecology <u>may</u> initiate enforcement actions against property owners that have not implemented measures to reduce/prevent exposure. •
SHA Grants	<ul style="list-style-type: none"> • Ecology will provide, subject to available funding, SHA grants to local health departments for soil testing at existing and new public and private schools; existing and new public and private childcares; existing public parks; new public parks. 	
Remedial Action Grants	<ul style="list-style-type: none"> • Public entities (i.e. schools, parks, etc.) are eligible for RA grants to partially pay for investigations and cleanup actions. • Properties with high levels are given priority for funding. 	
Capital Account /Clean Sites Initiative (STCA)	<ul style="list-style-type: none"> • Ecology will provide, subject to available funding, STCA funds for cleanup/interim actions at public and private schools, public and private childcares, public parks and public housing. • Public facilities are a higher funding priority than privately-owned facilities. • Ecology may use STCA funds to conduct cleanup actions/interim actions at residential properties with high levels. • Ecology may provide funding for cleanup actions/interim actions at private parks if levels pose imminent hazard. • Use of STCA for soil cleanup actions at <u>proposed</u> school, child care facility and park sites is a lower priority than existing facilities. 	<ul style="list-style-type: none"> • Ecology will provide, subject to available funding, STCA funds for cleanup/interim actions at schools, childcares, public parks and public housing. • Public facilities are a higher funding priority than privately-owned facilities. <p>Ecology will provide, subject to available funding, financial assistance to schools and child cares for BMP implementation (ESSHB 1605).</p>